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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------------------------|-------------|----------------------|----------------------|------------------|
| 09/985,707 | 11/06/2001 | Tadahiro Ohmi | 35.C13974 D1 | 4300 |
| 5514 | 7590 | 09/21/2004 | EXAMINER | |
| FITZPATRICK CELLA HARPER & SCINTO | | | MONBLEAU, DAVIENNE N | |
| 30 ROCKEFELLER PLAZA | | | ART UNIT | |
| NEW YORK, NY 10112 | | | PAPER NUMBER | |
| | | | 2878 | |

DATE MAILED: 09/21/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|---|------------------------|---------------------|-----------|
| Response to Rule 312 Communication | Application No. | Applicant(s) | |
| | 09/985,707 | OHMI ET AL. | |
| | Examiner | Art Unit | |
| | Davienne Monbleau | 2878 | <i>AM</i> |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 19 May 2004 under 37 CFR 1.312 has been considered, and has been:
- a) ☐ entered.
 - b) ☐ entered as directed to matters of form not affecting the scope of the invention.
 - c) ☐ disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
 - d) ☒ disapproved. See explanation below.
 - e) ☐ entered in part. See explanation below.

The changes requested by the 312 amendment were previously entered in the Examiner's Amendment that was included in the Notice of Allowance, dated 3/25/04.



**DAVID PORTA
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800**

Davienne Monbleau 9-15-04